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Attorney for Petitioner  
GORDON ANDREW DOUGLAS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

GORDON ANDREW DOUGLAS,	)	NO. CIV S-97-0775 FCD JFM P
	)	
Petitioner,	)	<b>UNOPPOSED REQUEST AND ORDER</b>
	)	<b>EXTENDING TIME TO FILE OBJECTIONS</b>
v.	)	<b>TO MAGISTRATE JUDGE'S FINDINGS</b>
	)	<b>AND RECOMMENDATIONS; DECLARATION</b>
S. CAMBRA, et al.,	)	<b>OF COUNSEL</b>
	)	
Respondents.	)	
	)	
	)	

Pursuant to Local Rule 6-142, petitioner, GORDON ANDREW DOUGLAS, by and through his counsel, Assistant Federal Defender David M. Porter, hereby requests an extension of time of thirty days for the parties to file their objections to the findings and recommendations. The objections are currently due January 14, 2008, two extensions for a total of 51 days having previously been granted. This request is being made for the reasons set forth in the accompanying declaration of counsel.

This request for an extension is not interposed to unduly delay the proceedings, to gain unfair advantage, or for any other improper purpose. Counsel for respondent, Deputy Attorney General Daniel B.

Bernstein, has graciously indicated that he has no objection to this request.

Accordingly, Mr. Douglas requests the Court issue the order lodged herewith.

Dated: January 11, 2008

Respectfully submitted,

DANIEL J. BRODERICK  
Federal Defender

/s/ David M. Porter  
DAVID M. PORTER  
Assistant Federal Defender

Attorney for Petitioner  
GORDON ANDREW DOUGLAS

**DECLARATION OF COUNSEL**

I, David M. Porter, declare as follows:

1. I am employed by the Office of the Federal Defender for the Eastern District of California and the attorney responsible for the above-entitled matter.

2. On November 1, 2007, this Court issued an findings and recommendations and set the deadline for the filing of objections on November 23, 2007. The undersigned promptly sent a copy of the findings and recommendations to Mr. Douglas, who is incarcerated at Pelican Bay State Prison.

3. The undersigned applied for and was granted two extensions for a total of 51 days to file objections to the findings and recommendations to allow him to communicate with Mr. Douglas.

4. While the undersigned has exercised diligence in attempting to meet the deadline, he has been unable to do so because of delays in communicating with Mr. Douglas, the intervening holidays, and the pressing responsibilities of assisting federal inmates who are entitled to immediate release from prison as a result of the retroactive application of the reduction in crack cocaine penalties.

5. On January 11, 2008, the undersigned contacted counsel for respondent, Deputy Attorney General Daniel B. Bernstein, who graciously indicated that he has no objection to this request.

I declare under penalty of perjury that the matters herein as to which I have personal knowledge are true and correct, and as to other matters, I believe them to be true and correct.

DATED: January 11, 2008

/s/ David M. Porter  
David M. Porter

**ORDER**

Pursuant to the unopposed request of petitioner, and good cause appearing therefor, objections to the findings and recommendations may be filed on or before February 13, 2008.

Dated: January 17, 2007.

  
UNITED STATES MAGISTRATE JUDGE

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